

ASSEMBLY BILL

No. 1326

Introduced by Assembly Member Vargas

February 22, 2005

An act to amend Section 12304.2 of the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

AB 1326, as introduced, Vargas. In-home supportive services.

Existing law provides for the In-Home Supportive Services (IHSS) program, under which, either through employment by the recipient, or by or through contract by the county, qualified aged, blind, and disabled persons receive services enabling them to remain in their own homes. Existing law permits services to be provided under the IHSS program either through the employment of individual providers, a contract between the county and an entity for the provision of services, a contract between the county and a nonprofit consortium, or the creation by the county of a public authority. Under existing law, a recipient of in-home supportive services who receives services either through a contract or managed care provider may select any qualified person to provide those services, subject to program requirements.

Existing law separately provides for the Long-Term Care Integration Pilot Program, to integrate the financing and administration of long-term care services in up to 5 pilot project sites in the state.

This bill would authorize a recipient who receives in-home supportive services through a long-term care integration pilot project to select his or her own service provider, subject to program requirements.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12304.2 of the Welfare and Institutions
2 Code is amended to read:
3 12304.2. (a) A recipient who receives services under this
4 article through ~~either~~ a contract or managed care provider, *or a*
5 *long-term care integration pilot project*, may, subject to program
6 requirements, select any qualified person to provide care under
7 this article.
8 (b) For purposes of this section, “qualified person” means any
9 employee of the contract or managed care provider through
10 which the recipient may receive services under this article who is
11 available and eligible to provide the services.